

04/21/1904
U.S. PTO

20421

UTILITY
PATENT APPLICATION
TRANSMITTAL

Our Docket No.: 6749.05

First Named Inventor: Leonard S. Schultz

Title: METHODS AND APPARATUS FOR IMAGE
RECOGNITION AND DICTATION

Express Mail No.: EV 325425809 US

10/8/2004
17513 U.S. PTO
10/8/2004
041904

ADDRESS TO:

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICATION ELEMENTS		ACCOMPANYING APPLICATION PARTS
1. <input checked="" type="checkbox"/>	Fee Calculation Sheet (Submit an original and a duplicate for fee processing)	9. <input type="checkbox"/> Certification Under 35 U.S.C. 122(b)(2)(B)(i)
2. <input checked="" type="checkbox"/>	Applicant claims small entity status	10. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))
3. <input checked="" type="checkbox"/>	Specification with Cover Sheet Total Pages: 48	11. <input type="checkbox"/> 37 C.F.R. 3.73(b) Submission
	<input checked="" type="checkbox"/> Descriptive title of the invention	12. <input type="checkbox"/> Power of Attorney
	<input type="checkbox"/> Cross Reference to Related Applications	13. <input type="checkbox"/> Information Disclosure Statement (with Copies of Citations as necessary)
	<input type="checkbox"/> Statement Re: Fed. Sponsored R&D	14. <input checked="" type="checkbox"/> Preliminary Amendment Total Pages: 9
	<input type="checkbox"/> Reference to Microfiche Appendix	15. <input type="checkbox"/> Certified Copy of Priority document(s) (if foreign priority is claimed)
	<input checked="" type="checkbox"/> Background of the Invention	16. <input type="checkbox"/> English Translation Document (if applicable)
	<input checked="" type="checkbox"/> Brief Summary of the Invention	17. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized)
	<input checked="" type="checkbox"/> Brief Description of the Drawings	18. <input checked="" type="checkbox"/> Other
	<input checked="" type="checkbox"/> Detailed Description	<input checked="" type="checkbox"/> Check No. 989803 for \$874
	<input checked="" type="checkbox"/> Claims	<input checked="" type="checkbox"/> Patent To Accept Color Drawings Or Photographs Under 37 CFR 1.84(a)(2) and (b)(2) (2 pages)
	<input checked="" type="checkbox"/> Abstract of the Disclosure	<input checked="" type="checkbox"/> Three (3) Sets of Color Photographs (22 pages each)
4. <input checked="" type="checkbox"/>	Drawings (35 U.S.C. 113) Total Sheets: 22	<input type="checkbox"/>
5. <input checked="" type="checkbox"/>	Oath or Declaration Total Pages: 2	<input type="checkbox"/>
a.	<input type="checkbox"/> Newly Executed (original or copy)	<input type="checkbox"/>
b.	<input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. 1.63(d)) (for continuation/divisional with Box 19 completed)	<input type="checkbox"/>
i.	<input type="checkbox"/> <u>DELETION OF INVENTORS</u> Signed statement attached deleting inventor(s) named in the prior application (37 C.F.R. 1.63(d)(2) and 1.33(b))	<input checked="" type="checkbox"/> Continuation
6. <input checked="" type="checkbox"/>	Application Data Sheet (37.C.F.R. 1.76)	<input type="checkbox"/> Continuation
7. <input type="checkbox"/>	CD-ROM or CD-R in duplicate,	<input type="checkbox"/> Division
8. <input type="checkbox"/>	large table or Computer Program (Appendix)	<input type="checkbox"/> Continuation-in-Part (CIP)
	Nucleotide and/or Amino Acid Sequence Submission (If applicable, all necessary)	of PRIOR APPLICATION
a.	<input type="checkbox"/> Computer Readable Form (CRF)	No. 09/860,728, filed May 18, 2001
b.	<input type="checkbox"/> Specification Sequence Listing on:	and also claims priority from international PCT patent application
i.	<input type="checkbox"/> CD-ROM or CD-R (2 copies); or	PCT/US02/15545, filed May 16, 2002.
ii.	<input type="checkbox"/> paper	For CONTINUATION or DIVISIONAL APPLICATIONS: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference.
c.	<input type="checkbox"/> Statement verifying identify of above copies	

CONTINUATION APPLICATIONS

19. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation
 Division
 Continuation-in-Part (CIP)

of PRIOR APPLICATION

No. 09/860,728, filed May 18, 2001
and also claims priority from international PCT patent application
PCT/US02/15545, filed May 16, 2002.For CONTINUATION or DIVISIONAL APPLICATIONS: The entire
disclosure of the prior application, from which a copy of the oath or
declaration is supplied under Box 5b, is considered as being part of the
disclosure of the accompanying application and is hereby incorporated
by reference.

CORRESPONDENCE ADDRESS

ADDRESS	CUSTOMER NUMBER	DORSEY & WHITNEY LLP Intellectual Property Department Suite 1500 50 South Sixth Street Minneapolis, MN 55402-1498	
TELEPHONE	(612) 340-6317	FAX	(612) 340-8856
Attorney Name:	David E. Bruhn	Reg. No. 36,762	
Signature:	<i>David E. Bruhn</i>	Date: <i>April 19, 2004</i>	

**APPLICATION
FEE TRANSMITTAL SHEET
(FY 2004)**

Complete if Known	
Application No.	Not Yet Known
Filing Date	Herewith
First Named Inventor	Leonard S. Schultz
Group Art Unit	Not Yet Known
Examiner Name	Not Yet Known
Atty. Docket Number	6749.05

METHOD OF PAYMENT (Check One)				FEE CALCULATION (Continued)			
1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account No.: <u>04-1420</u> Deposit Account Name: <u>DORSEY & WHITNEY LLP</u>				3. ADDITIONAL FEES			
<input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. 1.16 and 1.17 <input checked="" type="checkbox"/> Applicant claims small entity status (see 37 C.F.R. 1.27)				Large Entity Fee	Small Entity Fee	Fee Description	Fee paid
				50	25	Surcharge - late provisional filing fee or cover sheet	
				130	65	Surcharge - Late nonprovisional filing fee or oath	
				180	180	Submission of IDS	
				40	40	Recording each patent assignment per property (times number of properties)	
				110	55	Extension for reply within first month	
				420	210	Extension for reply within second month	
				950	475	Extension for reply within third month	
				1,480	740	Extension for reply within fourth month	
				2,010	1,005	Extension for reply within fifth month	
				770	385	Submission After Final 1.129	
				330	165	Notice of Appeal	
				330	165	Filing a brief in support of an appeal	
				290	145	Request for oral hearing	
				110	55	Terminal Disclaimer Fee	
				130	130	Petitions to the Commissioner (Petition For Accepting Color Drawings or Photographs § 1.84)	\$130
				50	50	Petitions related to provisional applications	
				1,330	665	Utility/Reissue Issue Fee (including advance copies)	
				480	240	Design Issue Fee (inc. advance copies)	
				770	385	Request for Continued Examination (RCE)	
				300	300	Publication fee for early, voluntary, or normal publication	
				300	300	Publication fee for re-publication	
				110	55	Petition to Revive - unavoidable	
				1,330	665	Petition to Revive - unintentional	
				OTHER FEE (specify)			
						Subtotal (3)	\$130
						Total Amount of Payment:	\$874

Submitted by:

CUSTOMER NUMBER		Intellectual Property Department	
<u>25763</u>		Suite 1500, 50 South Sixth Street	
		Minneapolis, MN 55402	
Name: David E. Bruhn		Phone No.: (612) 340-6317	Fax No.: (612) 340-8856
Signature: <u>David E. Bruhn</u>		Reg. No.: 36,762	Date: <u>April 19, 2004</u>

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)Applicant(s): **Leonard S. Schultz**

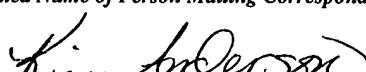
Docket No.

6749.05Serial No.
Not Yet KnownFiling Date
HerewithExaminer
Not Yet KnownGroup Art Unit
Not Yet KnownInvention: **METHODS AND APPARATUS FOR IMAGE RECOGNITION AND DICTATION**

I hereby certify that the following correspondence:

**Appln Transmtl (1); Fee Transmtl (1); Appln Data Sheet (2); Copy of Decl from priority appln (2); Prelim Amend (9);
Copy of Spec w/Cover Sheet from priority appln (48); Drwgs (22); Pet to Accept Color Drwgs or Photos Under 37
CFR 1.84(a)(2) & (b)(2) (2); Three Sets Color Photos (22 each set); Check #989803; Recept Pstcard***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

19 April 2004*(Date)***Kim Anderson***(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)***EV 325425809 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Leonard S. Schultz	
Appln. No.:	Not Yet Known	
Filing Date:	Herewith	Examiner: Not Yet Known
Title:	METHODS AND APPARATUS FOR IMAGE RECOGNITION AND DICTATION	
	Group Art Unit: Not Yet Known	

**PETITION TO ACCEPT COLOR DRAWINGS OR PHOTOGRAPHS
UNDER 37 C.F.R. § 1.84(a)(2) and (b)(2)**

Mail Stop PATENT APPLICATION
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, Virginia 22313-1450

Express Mail mailing label number: EV 325425809 US

Date of Deposit: 19 April 2004

I hereby certify that this document or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

Name: Kim Anderson

Kim Anderson
 Signature

Sir:

1. This petition is for the acceptance of color:

drawings (37 C.F.R. § 1.84(a)(2)).
 photographs (37 C.F.R. § 1.84(b)(2)).

2. Attached hereto are three (3) sets of color:

drawings.
 photographs.

3. Please note the specification for the subject application, as filed herewith, already contains the following paragraph (please see the specification as filed, page 11, lines 7-9).

"This patent and/or patent application file contains photographs executed in color. Copies of this patent or patent application publication with color photographs will be provided by the Office upon request and payment of necessary fee."

4. The reason(s) for the need for color drawings or photographs in this application is/are as follows: the color of living tissue is of interest to the disclosure of an image recognition and dictation method and apparatus, and color photographs are the most practical medium by which to disclose and support the subject matter to be patented. Also, the photographs are in vivo images. Per 37 C.F.R. § 1.84, color photographs of in vivo imaging are acceptable.

5. The petition fee required to waive the requirements of § 1.84 (37 C.F.R. § 1.17(h)) is paid as follows:

- Attached is a check for the sum of \$874, \$130 of which to cover fee under § 1.17(h).
- Charge Deposit account # 04-1420 the sum of \$130.00.
(A duplicate of this petition is attached.)

Respectfully submitted,

DORSEY & WHITNEY LLP

Date: April 19, 2004

By:



David E. Bruhn
Reg. No. 36,762
Suite 1500
50 South Sixth Street
Minneapolis, MN 55402-1498
(612) 340-6317